

1 THE HONORABLE JOHN C. COUGHENOUR
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 SUMIT GARG,

14 Defendant.

CASE NO. CR21-0045-JCC

ORDER

15 This matter comes before the Court on Defendant's motion to compel witness contact
16 information (Dkt. No. 334) and accompanying motion explaining good cause (Dkt. No. 335).
17 Having thoroughly considered the parties' briefing and the relevant record, the Court finds oral
18 argument unnecessary and hereby DENIES the motion (Dkt. No. 334) for the reasons explained
19 herein.

20 Defendant asks the Court to compel the Government to produce the contact information
21 of the alleged victims in this case. (Dkt. No. 334 at 1.) However, Defendant must first show good
22 cause why his motion could not have been filed prior to the pretrial motions deadline. (Dkt. No.
23 207.) He fails to do so. As Defendant notes, previous defense counsel reported to him that he was
24 unable to locate three of the alleged victims. (Dkt. No. 335 at 1.) At that time, defense counsel
25 could have filed a motion similar to the one currently before the Court, but declined to do so.
26 And the motions deadline has subsequently passed. So the Court DENIES Defendant's motion

1 (Dkt. No. 335) as untimely.¹

2 For the foregoing reasons, Defendant's motions (Dkt. Nos. 334, 335) are DENIED.

3 DATED this 10th day of April 2023.

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John C. Coughenour
UNITED STATES DISTRICT JUDGE

¹ Even if the motion was timely, it fails on the merits. The Government is not required to provide a witness list to Defendant at this time. *See CrR 16(a)(2)(E), 23.3.* And unlike the cases Defendant cites, the Government does not appear to have tried to hide any witnesses or to have withheld exculpatory evidence. (*See generally* Dkt. No. 334.) So even if there were good cause, Defendant's motion fails on the merits.